

EXHIBIT D



US006399365B2

(12) **United States Patent**
Besemer et al.

(10) Patent No.: **US 6,399,365 B2**
(45) Date of Patent: **Jun. 4, 2002**

(54) **BIOARRAY CHIP REACTION APPARATUS AND ITS MANUFACTURE**

(75) Inventors: Donald M. Besemer, Los Altos Hills;
Virginia W. Goss, Santa Barbara;
James L. Winkler, Sunnyvale, all of
CA (US)

(73) Assignee: Affymetrix, Inc., Santa Clara, CA (US)

(*) Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 0 days.

(21) Appl. No.: 09/907,196

(22) Filed: Jul. 17, 2001

Related U.S. Application Data

(63) Continuation of application No. 09/302,052, filed on Apr. 29, 1999, now Pat. No. 6,287,850, which is a continuation of application No. 08/485,452, filed on Jun. 7, 1995, now Pat. No. 5,945,334, which is a continuation-in-part of application No. 08/255,682, filed on Jun. 8, 1994, now abandoned.

(51) Int. Cl. C12G 1/08; C12M 1/34;
C12P 19/34; C07H 21/02; C07H 21/04

(52) U.S. Cl. 435/287.2; 435/6; 435/7.1;
435/91.1; 435/91.2; 435/285.1; 536/22.1;
536/23.1; 536/24.3; 536/24.31; 536/24.32;
536/24.33

(58) Field of Search 435/6, 7.1, 91.1,
435/91.2, 285.1, 287.2; 536/22.1, 23.1,
24.3, 24.31, 24.32, 24.33

(56) **References Cited**

U.S. PATENT DOCUMENTS

3,281,860 A 10/1966 Adams et al.
3,710,933 A 1/1973 Fulwiler et al.
3,802,966 A 4/1974 Delekto et al.
4,016,855 A 4/1977 Mimata
4,121,222 A 10/1978 Diebold et al.
4,204,929 A 5/1980 Bier
4,373,071 A 2/1983 Itakura
4,458,066 A 7/1984 Caruthers et al.
4,500,707 A 2/1985 Caruthers et al.
4,728,502 A 3/1988 Hamill
4,731,325 A 3/1988 Palva et al.
4,780,504 A 10/1988 Buendia et al.
4,812,512 A 3/1989 Buendia et al.
4,815,274 A 3/1989 Piatti
4,853,335 A 8/1989 Olsen et al.
4,877,745 A 10/1989 Hayes et al.
4,878,971 A 11/1989 Tsunekawa et al.
4,963,498 A 10/1990 Hillman et al.
4,992,383 A 2/1991 Farnsworth
5,021,550 A 6/1991 Zeiger
5,047,524 A 9/1991 Andrus et al.
5,141,813 A 8/1992 Nelson
5,143,854 A 9/1992 Pirrung et al.
5,153,319 A 10/1992 Caruthers et al.
5,188,963 A 2/1993 Stapleton
5,200,051 A 4/1993 Cozzette et al.
5,204,253 A 4/1993 Sanford
5,256,549 A 10/1993 Ureda

5,281,516 A 1/1994 Stapleton et al.
5,281,540 A 1/1994 Merkh et al. 436/530
5,287,272 A * 2/1994 Rutenberg et al. 364/413.01
5,288,514 A 2/1994 Ellman
5,300,779 A 4/1994 Hillman et al.
5,304,487 A 4/1994 Wilding et al.
5,310,469 A 5/1994 Cunningham et al.
5,314,829 A 5/1994 Coles 436/165
5,320,808 A 6/1994 Holen et al.
5,346,672 A 9/1994 Stapleton et al.
5,358,691 A 10/1994 Clark et al.
5,374,395 A 12/1994 Robinson et al. 422/64
5,382,511 A 1/1995 Stapleton
5,384,261 A 1/1995 Winkler et al.
5,436,129 A 7/1995 Stapleton
5,451,500 A 9/1995 Stapleton
5,466,575 A 11/1995 Cozzette
5,474,796 A 12/1995 Brennan
5,486,335 A 1/1996 Wilding et al.
5,486,452 A 1/1996 Gordon et al.
5,494,124 A 2/1996 Dove et al.
5,498,392 A 3/1996 Wilding et al.
5,571,639 A 11/1996 Hubbell et al.
5,631,734 A * 5/1997 Stern et al.
5,637,469 A 6/1997 Wilding et al.
5,639,612 A * 6/1997 Mitsuhashi et al.
5,677,195 A 10/1997 Winkler et al.
5,698,393 A 12/1997 Macioszek et al.
5,700,637 A 12/1997 Southern
5,757,666 A 5/1998 Shreiber et al. 364/509
5,800,992 A 9/1998 Fodor et al.
5,807,522 A 9/1998 Brown et al.
5,846,708 A 12/1998 Hollis et al.
5,945,334 A 8/1999 Besemer et al.
5,961,923 A 10/1999 Nova et al. 422/68.1
6,121,048 A 9/2000 Zaffaroni et al.
6,140,044 A 10/2000 Besemer et al. 435/6
6,180,351 B1 1/2001 Cattell
6,215,894 B1 4/2001 Zeleny
6,096,561 A1 8/2001 Tayi 436/518

FOREIGN PATENT DOCUMENTS

EP 0 260 965 3/1988
EP 0 417 305 9/1990
WO WO 89/10977 11/1989
WO WO 90/00626 1/1990
WO WO 90/03382 4/1990
WO WO 90/15070 12/1990
WO WO 92/10092 6/1992
WO WO 93/09668 5/1993
WO WO 93/11262 6/1993

* cited by examiner

Primary Examiner—Jeffrey Siew

(74) Attorney, Agent, or Firm—Philip L. McGarrigle; Alan B. Sherr; Ivan D. Zitkovsky

(57) **ABSTRACT**

A package for hybridization includes a substrate and a housing. The substrate has a first surface that includes an array of probes having biological polymers immobilized thereon. The housing includes a fluid cavity constructed and arranged for hybridization of a target to a probe of the probe array located inside the fluid cavity. The housing also includes a bar code.

58 Claims, 46 Drawing Sheets

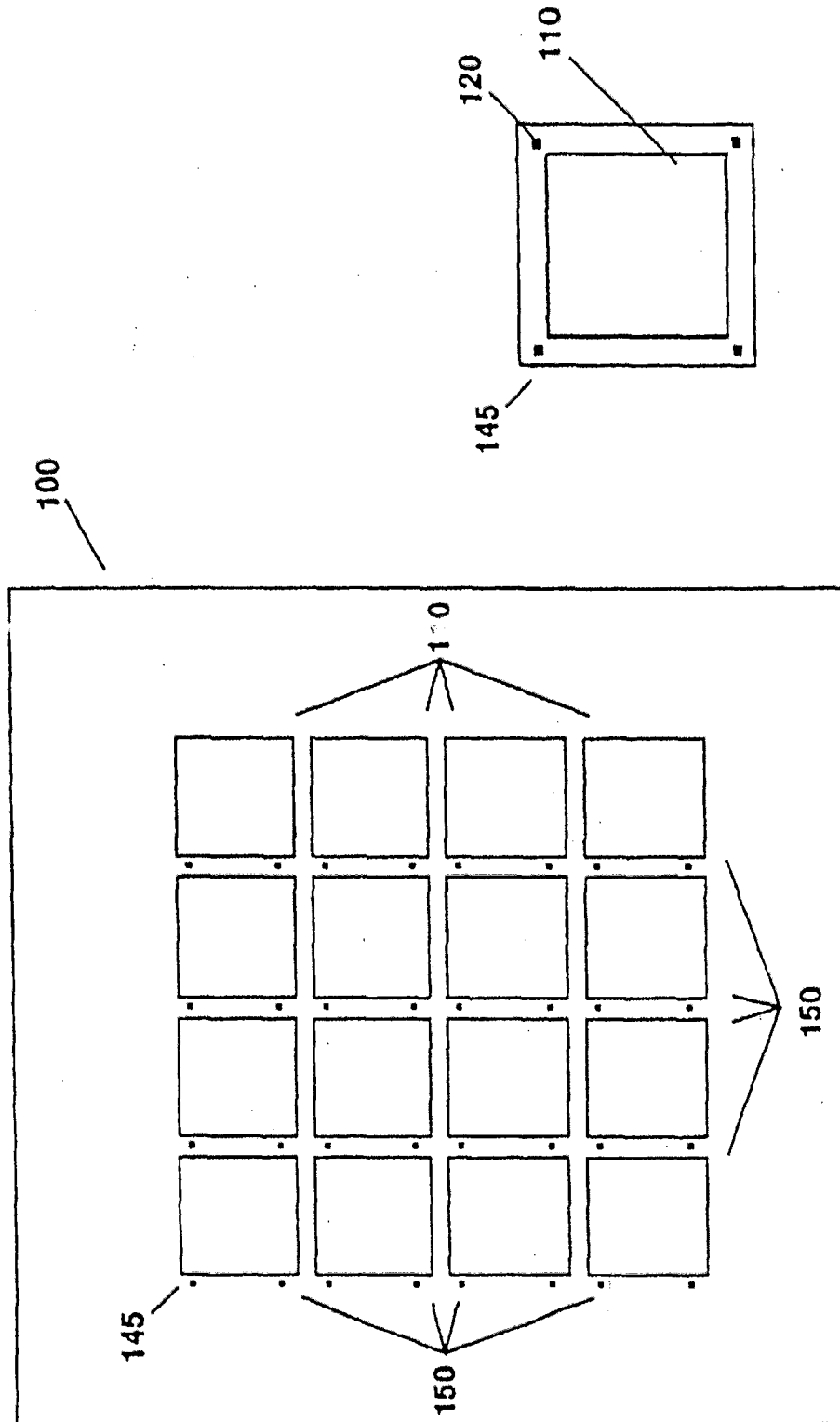


FIG. 1B

U.S. Patent

Jun. 4, 2002

Sheet 2 of 46

US 6,399,365 B2

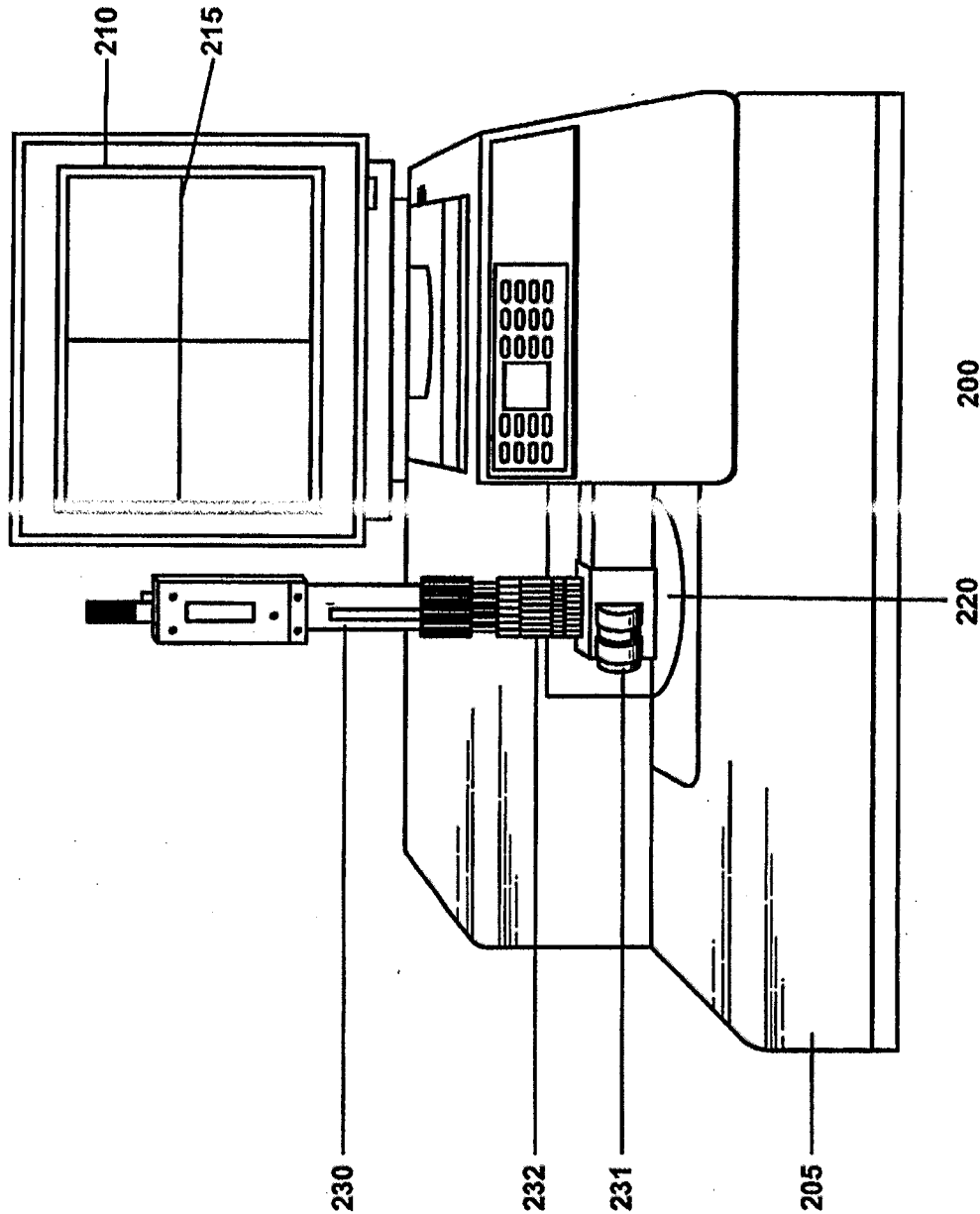


FIG. 2A

U.S. Patent

Jun. 4, 2002

Sheet 3 of 46

US 6,399,365 B2

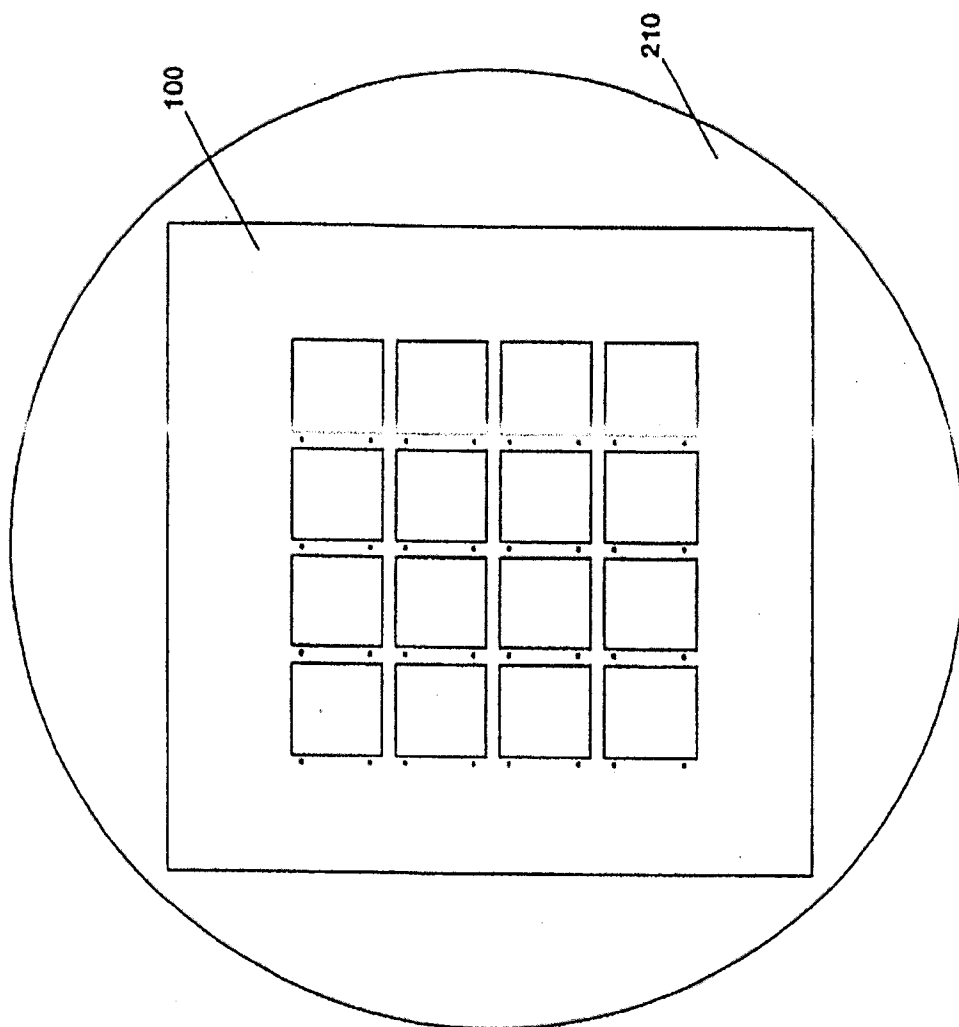


FIG. 2B

U.S. Patent

Jun. 4, 2002

Sheet 4 of 46

US 6,399,365 B2

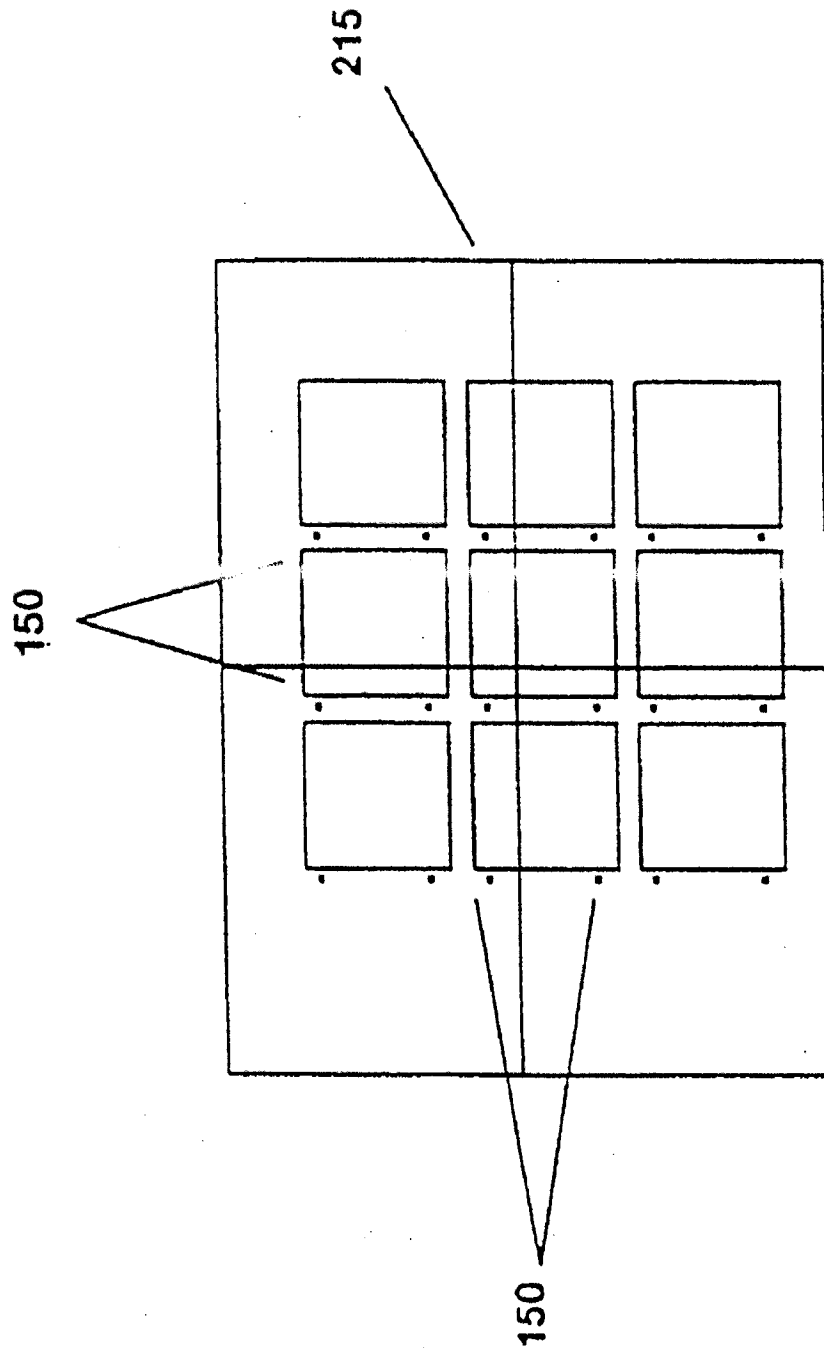


FIG. 2C

U.S. Patent

Jun. 4, 2002

Sheet 5 of 46

US 6,399,365 B2

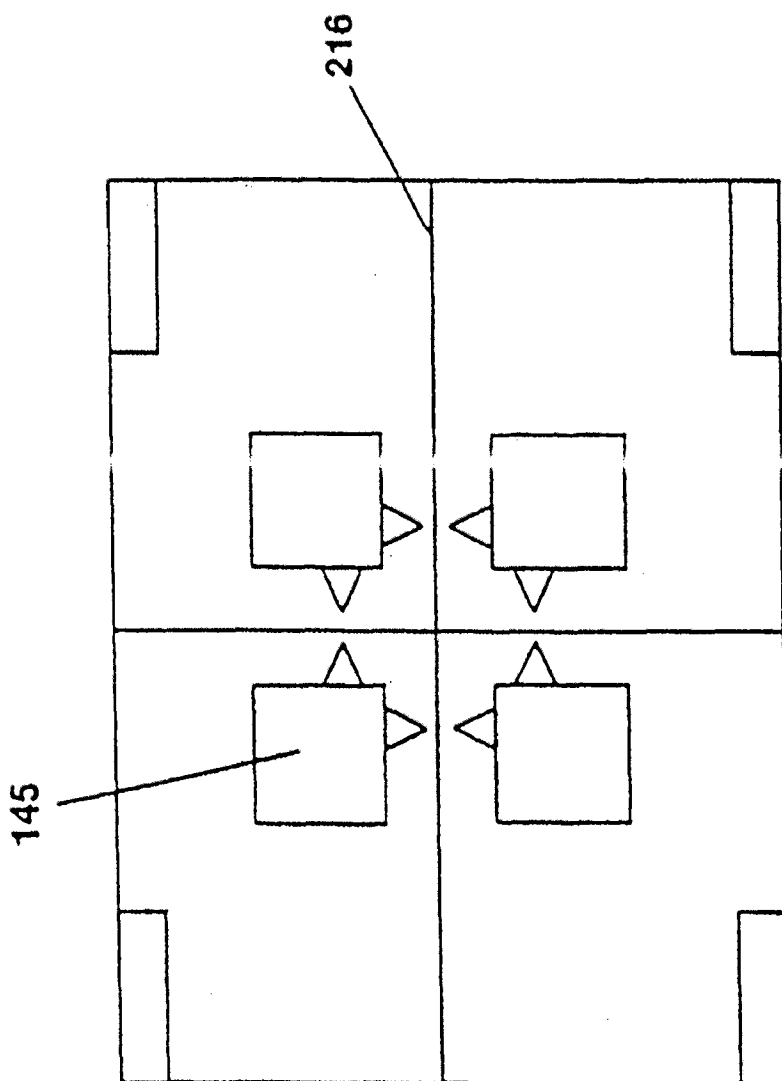


FIG. 2D

U.S. Patent

Jun. 4, 2002

Sheet 6 of 46

US 6,399,365 B2

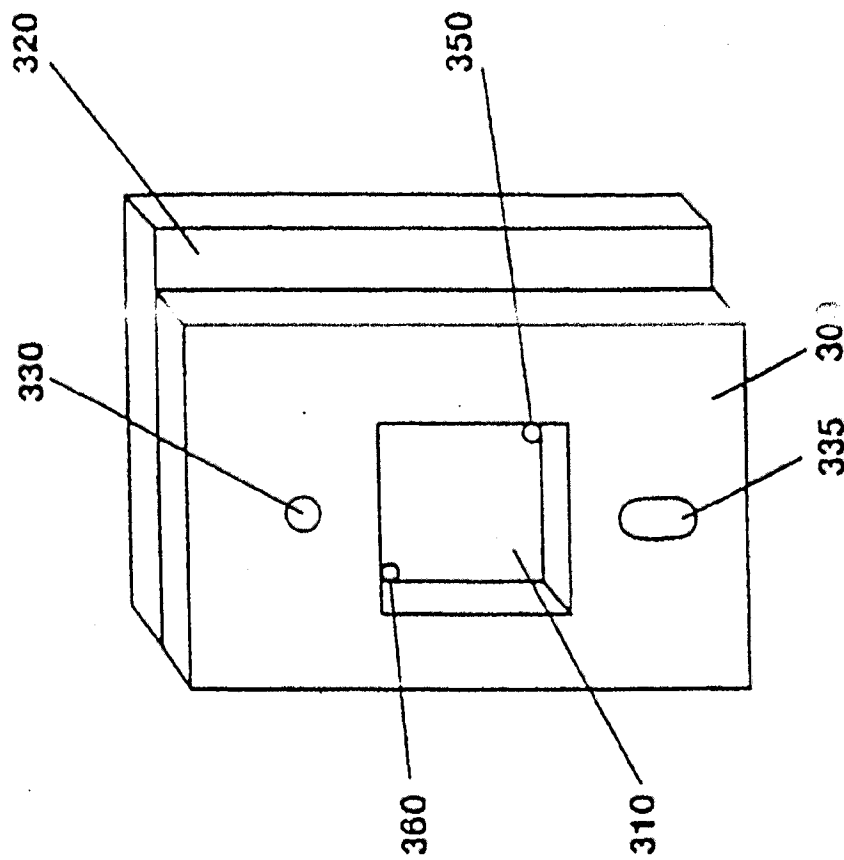


FIG. 3

U.S. Patent

Jun. 4, 2002

Sheet 7 of 46

US 6,399,365 B2

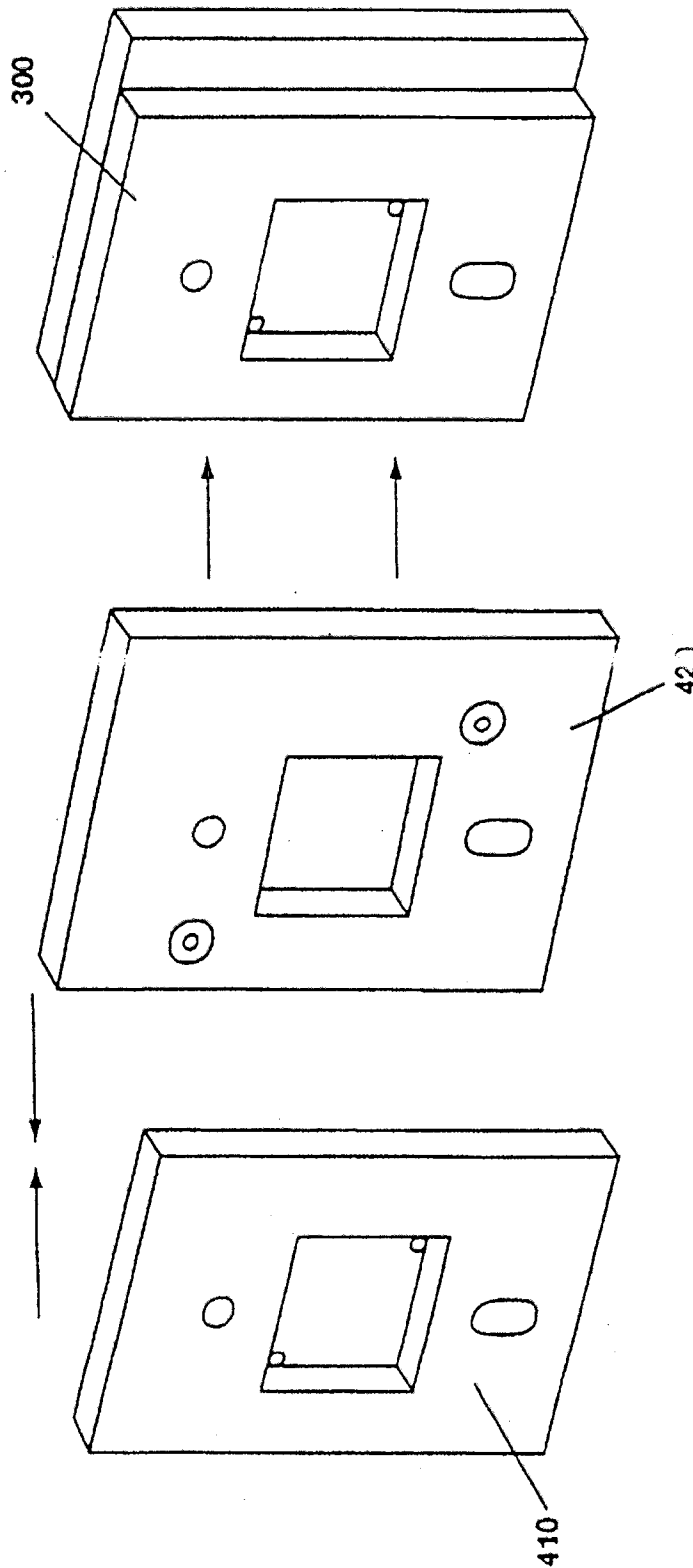


FIG. 4

U.S. Patent

Jun. 4, 2002

Sheet 8 of 46

US 6,399,365 B2

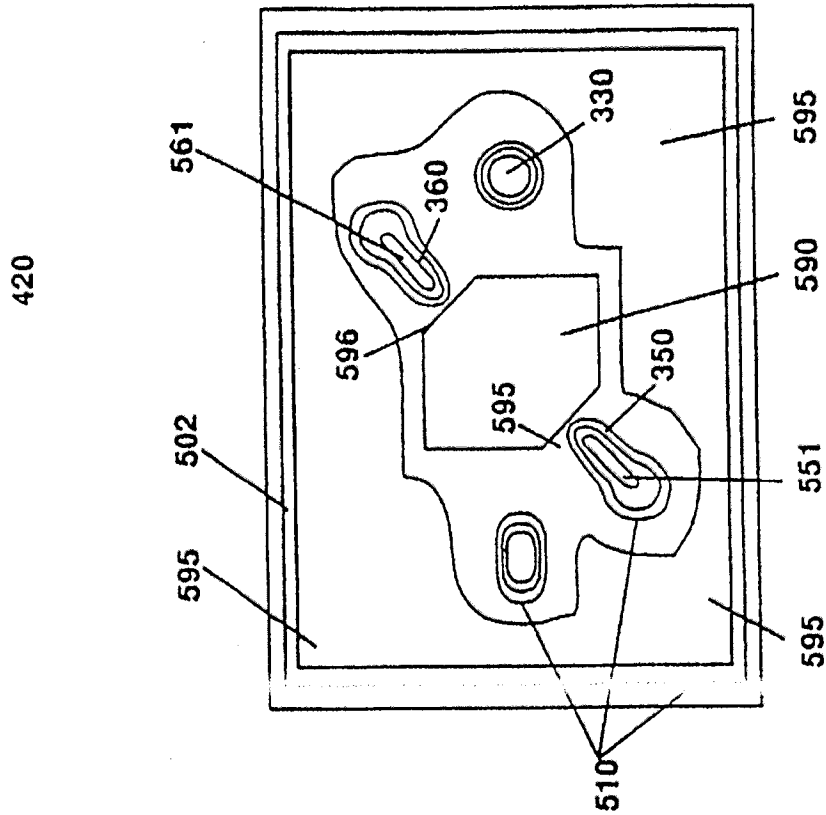


FIG. 5A

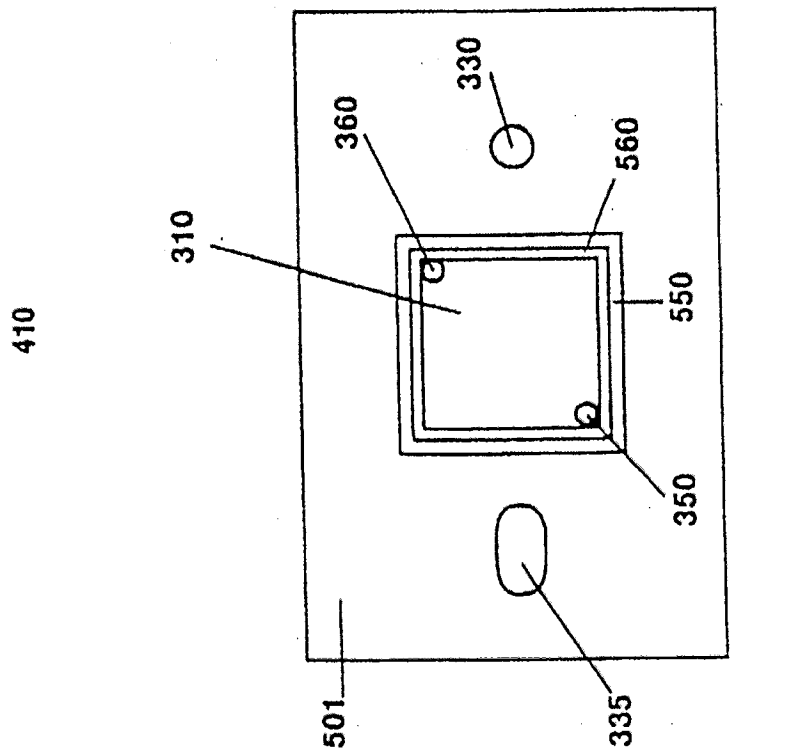


FIG. 5B

U.S. Patent

Jun. 4, 2002

Sheet 9 of 46

US 6,399,365 B2

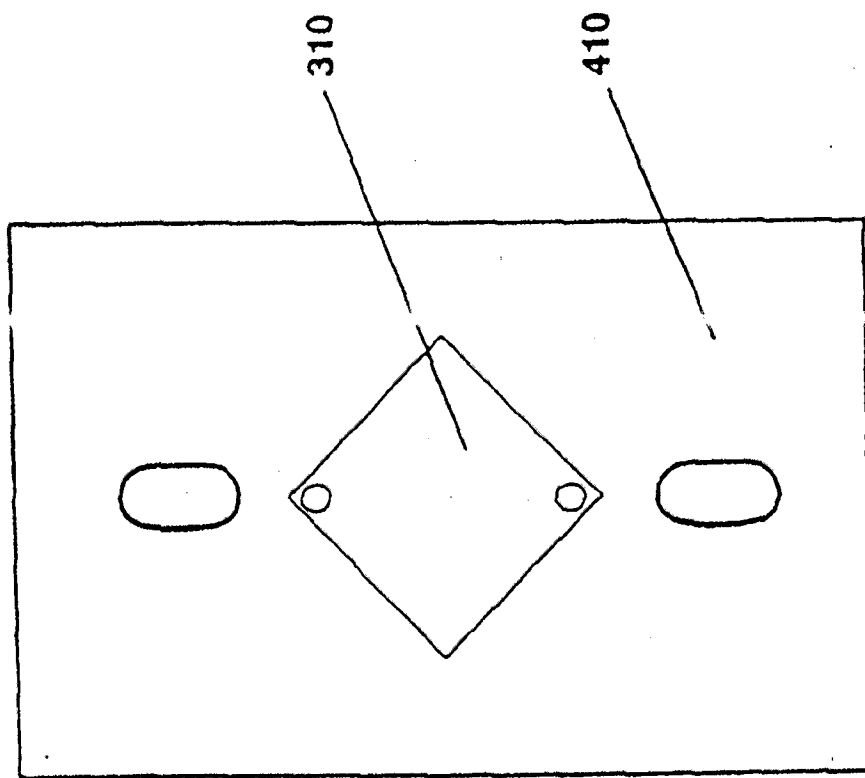


FIG. 5C

U.S. Patent

Jun. 4, 2002

Sheet 10 of 46

US 6,399,365 B2

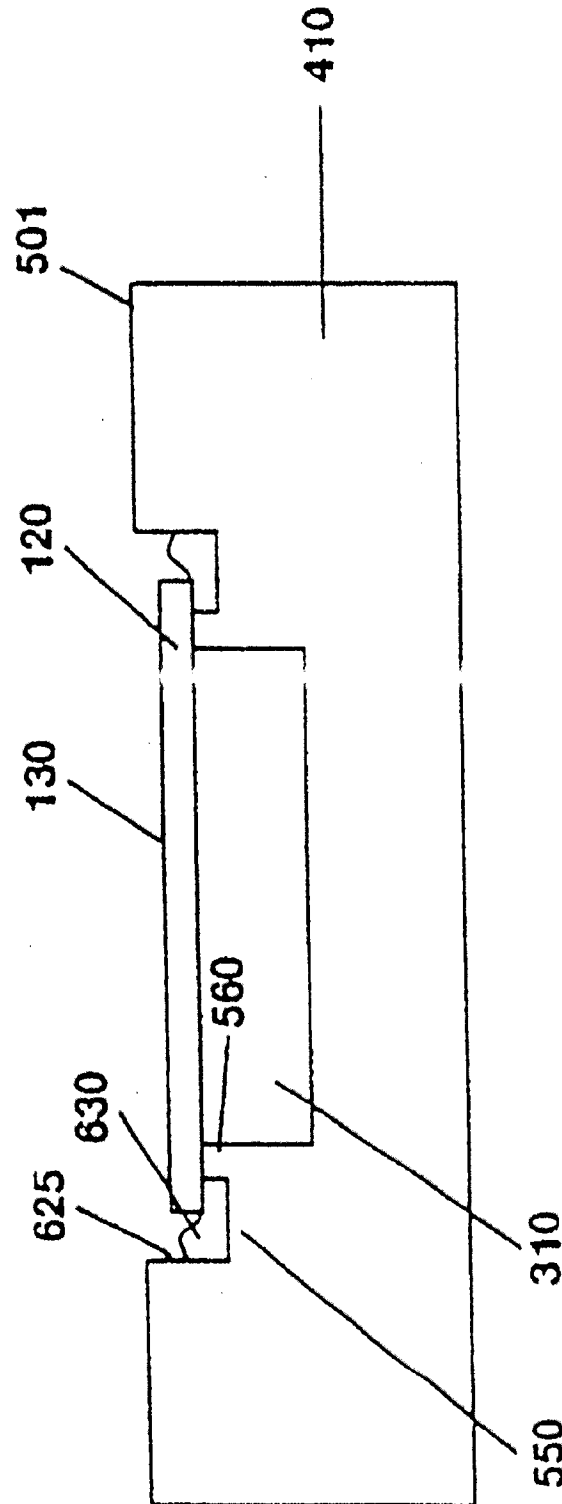


FIG. 6

U.S. Patent

Jun. 4, 2002

Sheet 11 of 46

US 6,399,365 B2

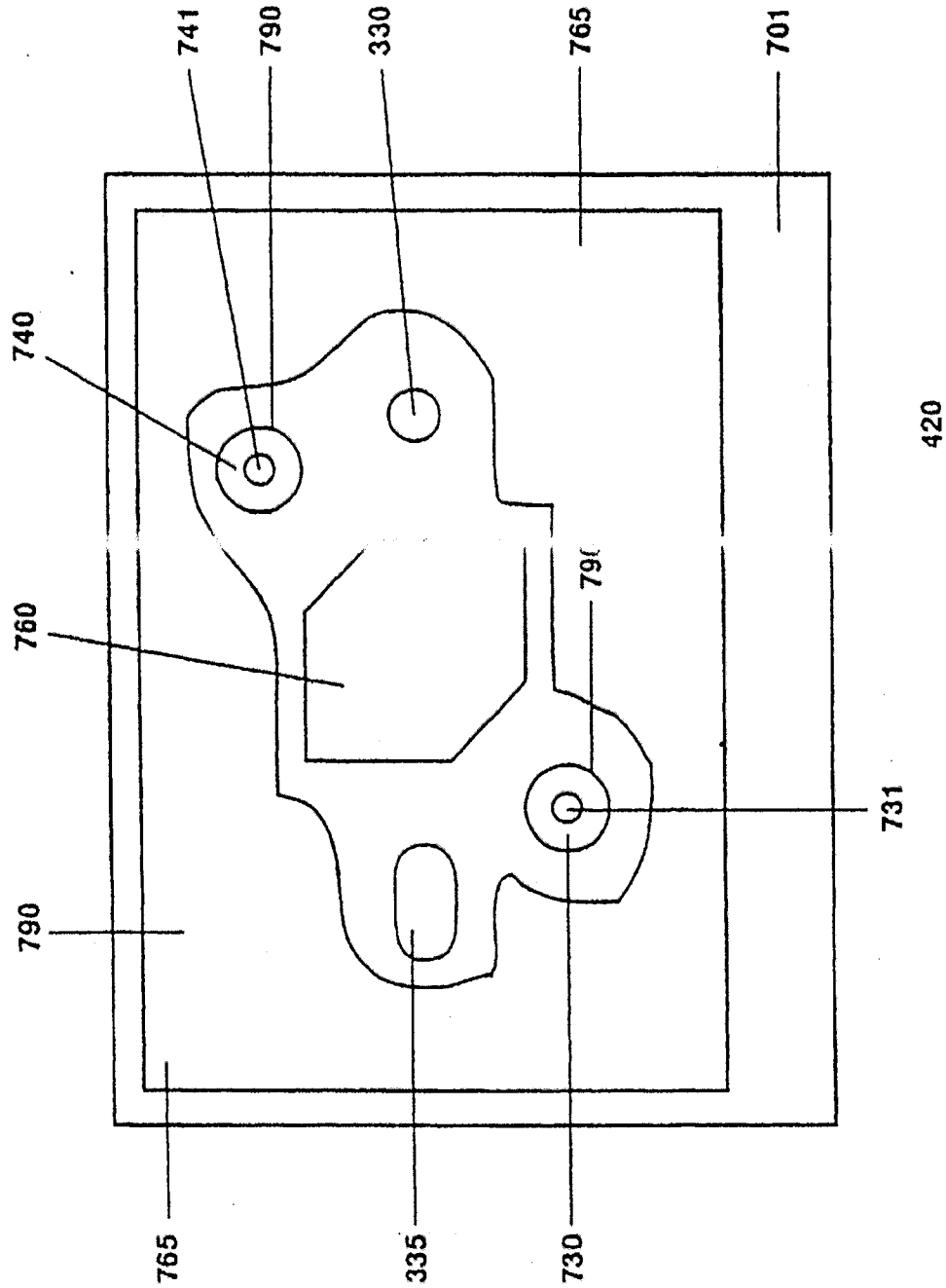


FIG. 7

U.S. Patent

Jun. 4, 2002

Sheet 12 of 46

US 6,399,365 B2

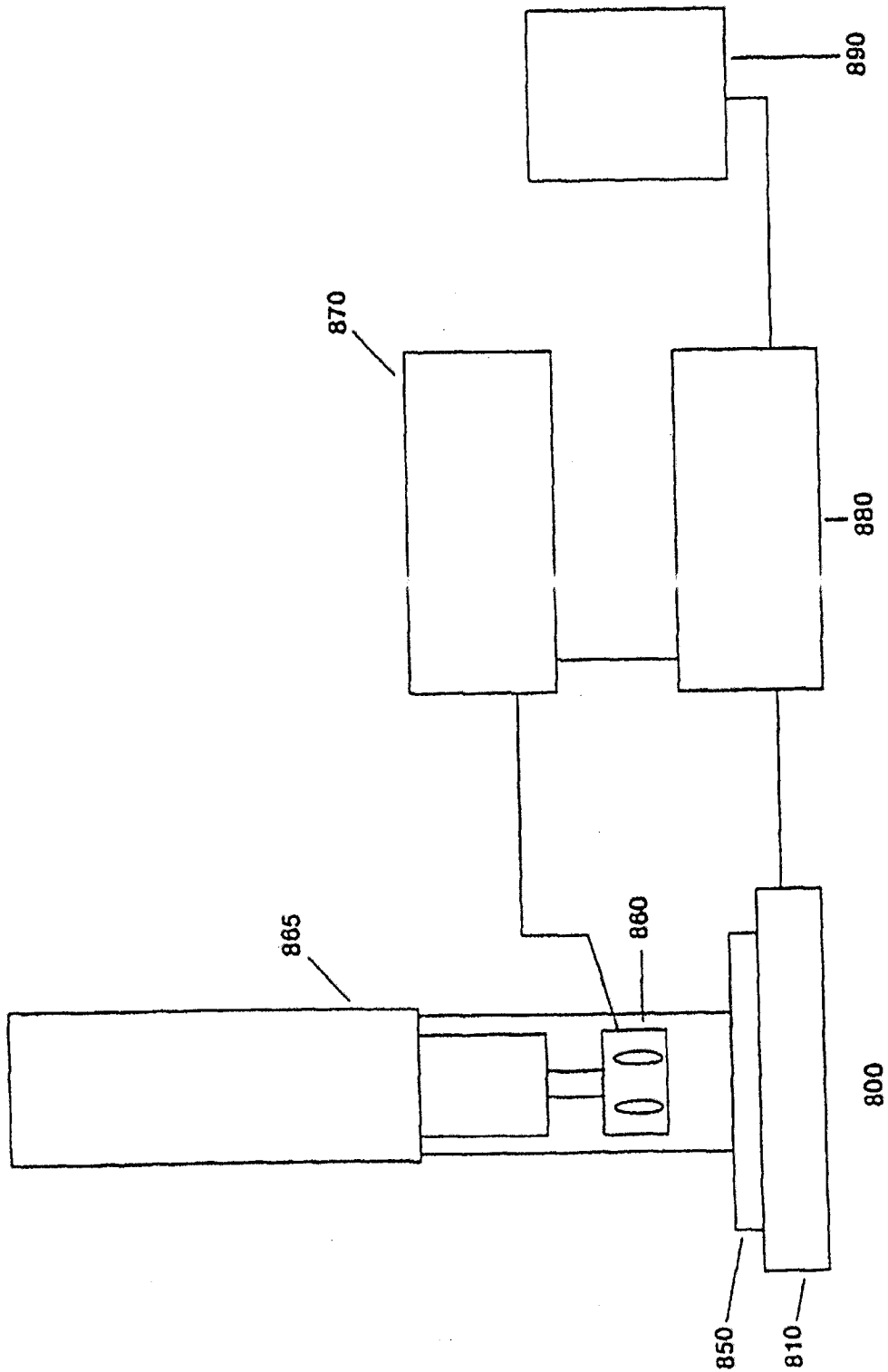


FIG. 8A

U.S. Patent

Jun. 4, 2002

Sheet 13 of 46

US 6,399,365 B2

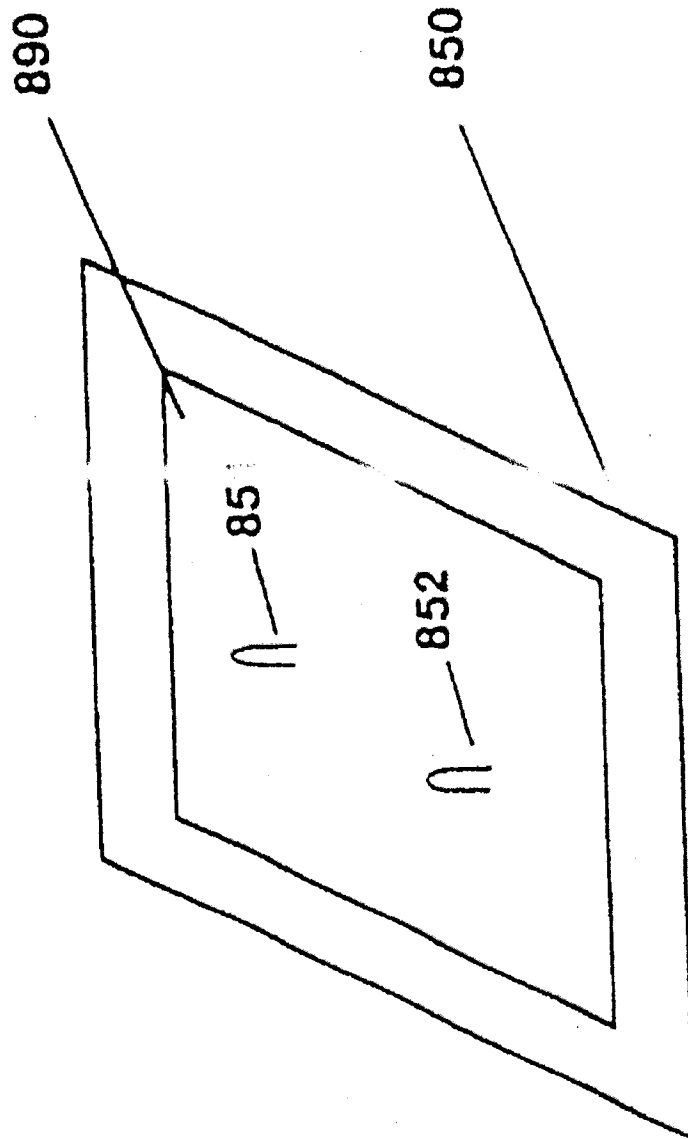


FIG. 8B

U.S. Patent

Jun. 4, 2002

Sheet 14 of 46

US 6,399,365 B2

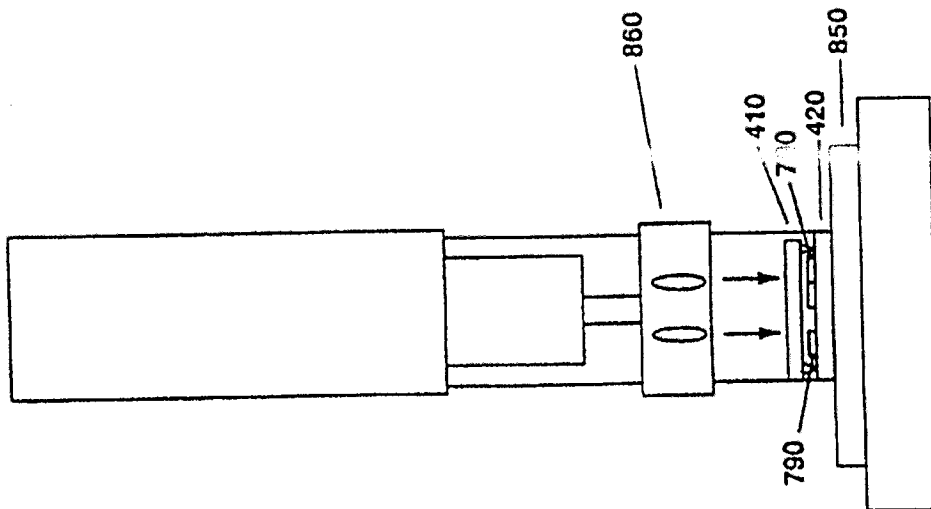


FIG. 9A

U.S. Patent

Jun. 4, 2002

Sheet 15 of 46

US 6,399,365 B2

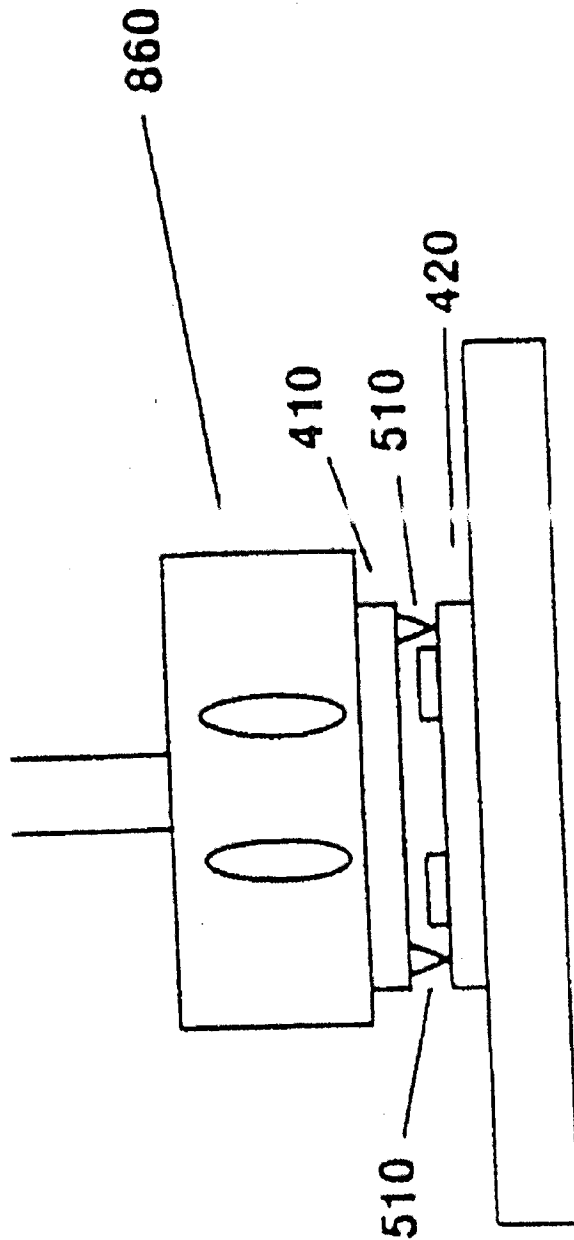


FIG. 9B

U.S. Patent

Jun. 4, 2002

Sheet 16 of 46

US 6,399,365 B2

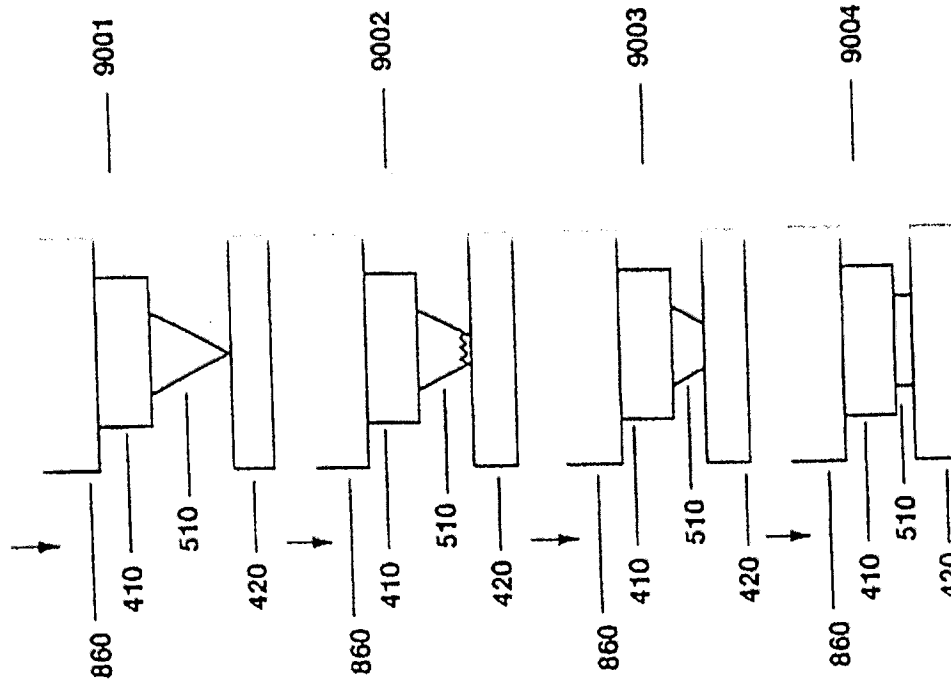


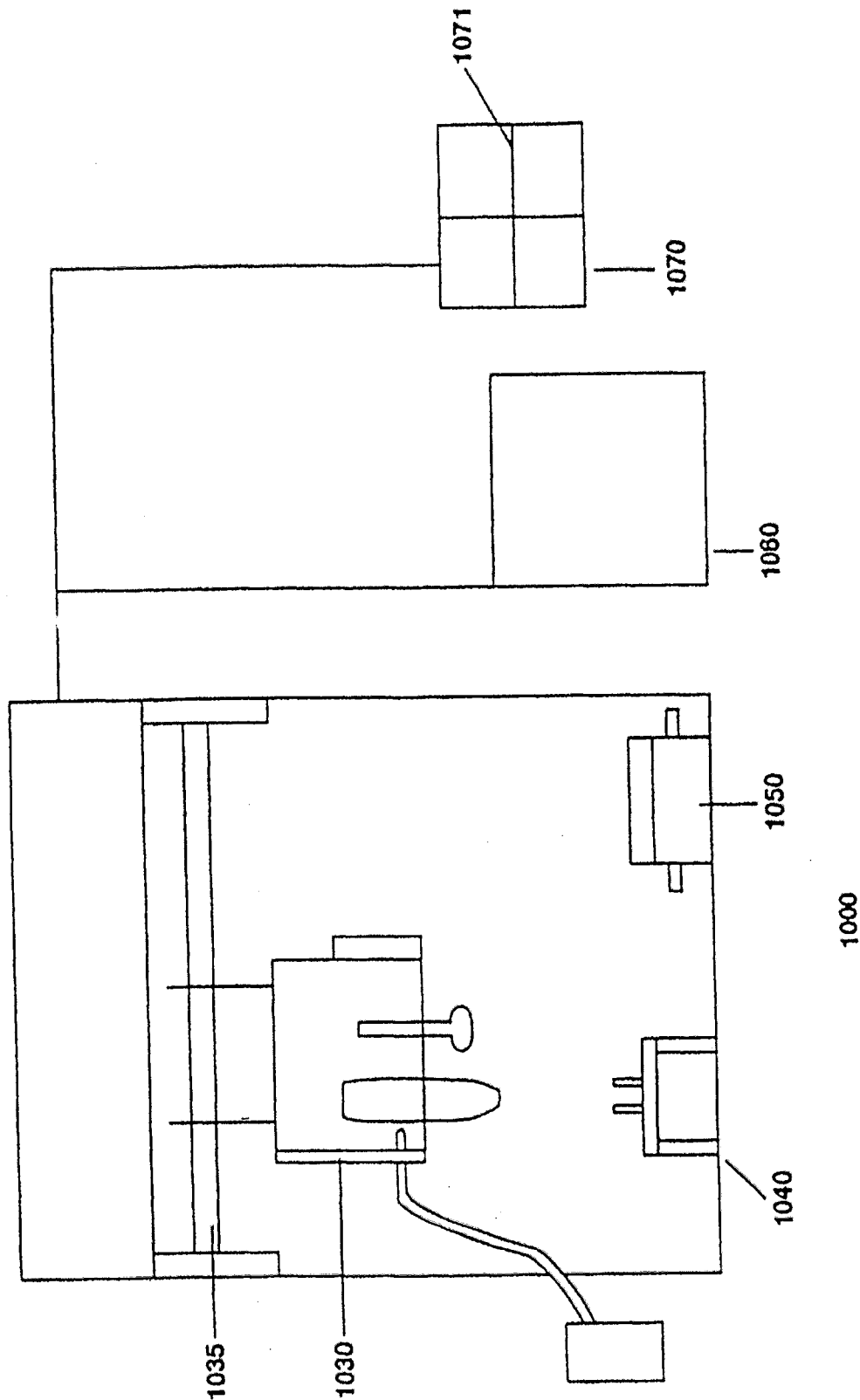
FIG. 9C

U.S. Patent

Jun. 4, 2002

Sheet 17 of 46

US 6,399,365 B2



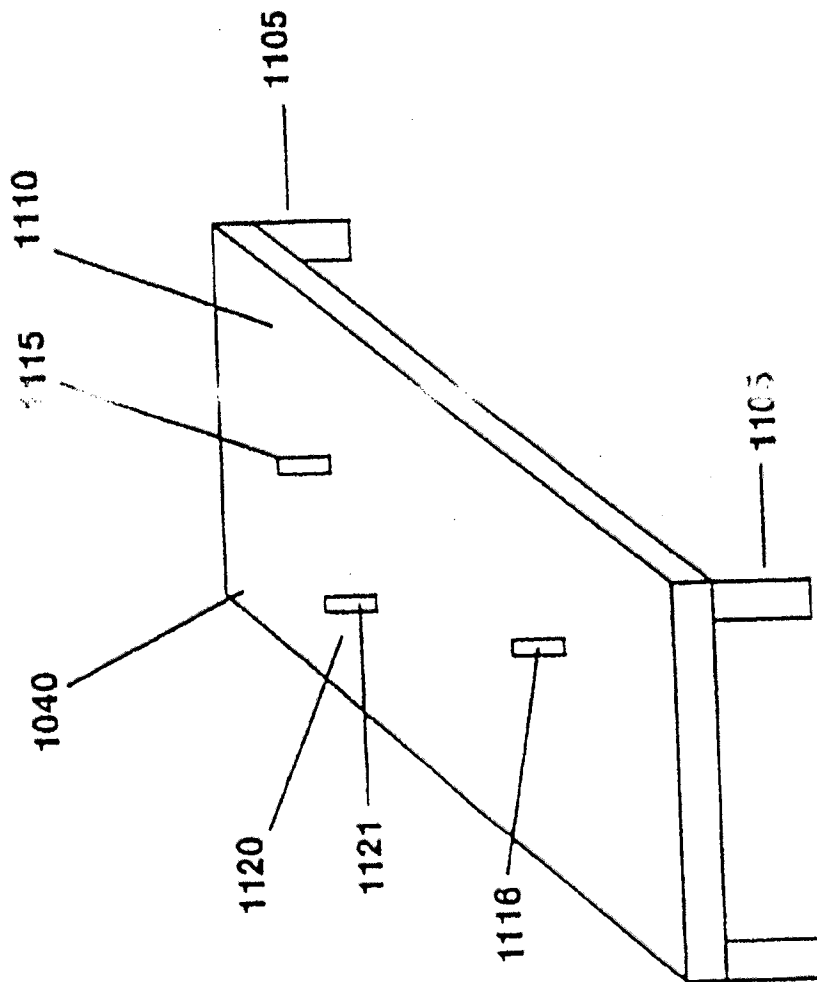


FIG. 11

U.S. Patent

Jun. 4, 2002

Sheet 19 of 46

US 6,399,365 B2

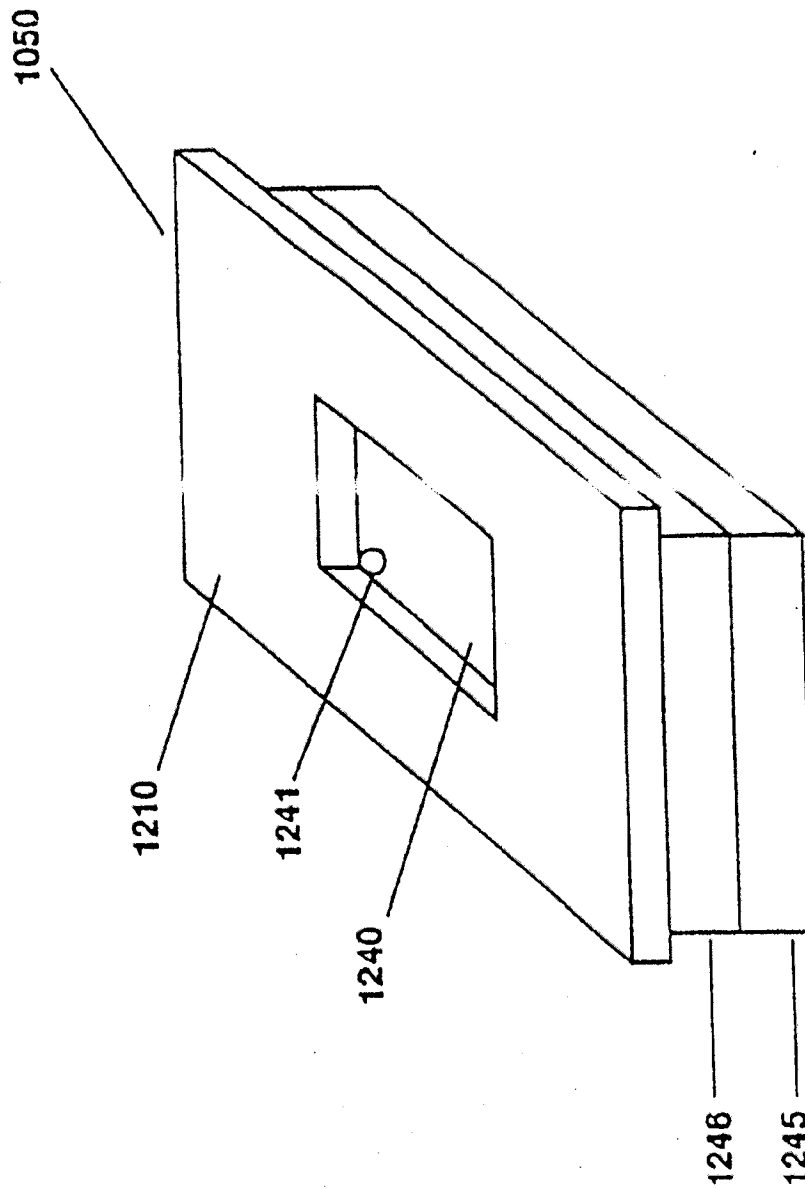


FIG. 12A